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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: James M. Binley et al.

U.S. Serial No.: 10/780,993

Examiner: J. Parkin

Filed: February 18, 2004

Group Art Unit: 1648

For: STABILIZED VIRAL ENVELOPE PROTEINS AND USES THEREOF

1185 Avenue of the Americas
New York, New York 10036
June 5, 2008

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SUPPLEMENTAL COMMUNICATION
IN RESPONSE TO OCTOBER 10, 2007 OFFICE ACTION

This Communication is being submitted to supplement the Amendment in Response to October 10, 2007 Office Action and Petition for Three-Month Extension of Time filed by applicants on April 10, 2008 with the United States Patent and Trademark Office in connection with the above-identified application.

In the October 10, 2007 Office Action, the Examiner rejected claims 87-93, 95-113, 126-132, and 134-152 on the ground of nonstatutory obviousness-type double patenting as allegedly unpatentable over claims 1-30 of U.S. Patent No. 6,710,173.

In response, applicants stated on page 9 of the April 10, 2008 Amendment that "a Terminal Disclaimer on behalf of each of the two assignees of record of rights in the subject application and U.S. Patent No. 6,710,173 will be submitted with a supplemental communication as soon as applicants' undersigned attorney receives these two signed Terminal Disclaimers on behalf of these two assignees".